

1-1 By: Kolkhorst, et al. S.B. No. 17
 1-2 (In the Senate - Filed July 17, 2017; July 20, 2017, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 July 22, 2017, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; July 22, 2017, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | X | | | |
| 1-12 | X | | | |
| 1-13 | X | | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to maternal health and safety, pregnancy-related deaths,
 1-20 and maternal morbidity, including postpartum depression.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 34.005, Health and Safety Code, is
 1-23 amended to read as follows:

1-24 Sec. 34.005. DUTIES OF TASK FORCE. The task force shall:

1-25 (1) study and review:

1-26 (A) cases of pregnancy-related deaths; ~~and~~

1-27 (B) trends, rates, or disparities in
 1-28 pregnancy-related deaths and ~~in~~ severe maternal morbidity;

1-29 (C) health conditions and factors that
 1-30 disproportionately affect the most at-risk population as
 1-31 determined in the joint biennial report required under Section
 1-32 34.015; and

1-33 (D) best practices and programs operating in
 1-34 other states that have reduced rates of pregnancy-related deaths;

1-35 (2) compare rates of pregnancy-related deaths based on
 1-36 the socioeconomic status of the mother;

1-37 (3) determine the feasibility of the task force
 1-38 studying cases of severe maternal morbidity; and

1-39 (4) in consultation with the Perinatal Advisory
 1-40 Council, ~~(3)~~ make recommendations to help reduce the incidence of
 1-41 pregnancy-related deaths and severe maternal morbidity in this
 1-42 state.

1-43 SECTION 2. Sections 34.007(a) and (b), Health and Safety
 1-44 Code, are amended to read as follows:

1-45 (a) The department shall determine a statistically
 1-46 significant number of cases of pregnancy-related deaths for review.
 1-47 The department shall either randomly select cases or select all
 1-48 cases for the task force to review under this subsection to reflect
 1-49 a cross-section of pregnancy-related deaths in this state.

1-50 (b) The department shall statistically analyze aggregate
 1-51 data of pregnancy-related deaths and severe maternal morbidity in
 1-52 this state to identify any trends, rates, or disparities.

1-53 SECTION 3. Section 34.015(b), Health and Safety Code, is
 1-54 amended to read as follows:

1-55 (b) The report must include the task force's
 1-56 recommendations under Section 34.005(4) [~~34.005(3)~~].

1-57 SECTION 4. Chapter 34, Health and Safety Code, is amended by
 1-58 adding Sections 34.0155, 34.0156, and 34.0157 to read as follows:

1-59 Sec. 34.0155. REPORT ON PREGNANCY-RELATED DEATHS, SEVERE
 1-60 MATERNAL MORBIDITY, AND POSTPARTUM DEPRESSION. The commission
 1-61 shall:

1-62 (1) evaluate options for reducing pregnancy-related

2-1 deaths, focusing on the most prevalent causes of pregnancy-related
2-2 deaths as identified in the joint biennial report required under
2-3 Section 34.015, and for treating postpartum depression in
2-4 economically disadvantaged women;

2-5 (2) in coordination with the department and the task
2-6 force, identify strategies to:

2-7 (A) lower costs of providing medical assistance
2-8 under Chapter 32, Human Resources Code, related to severe maternal
2-9 morbidity and chronic illness; and

2-10 (B) improve quality outcomes related to the
2-11 underlying causes of severe maternal morbidity and chronic illness;
2-12 and

2-13 (3) not later than December 1 of each even-numbered
2-14 year, submit to the governor, the lieutenant governor, the speaker
2-15 of the house of representatives, the Legislative Budget Board, and
2-16 the appropriate standing committees of the legislature a written
2-17 report that includes:

2-18 (A) a summary of the commission's and
2-19 department's efforts to accomplish the tasks described by
2-20 Subdivisions (1) and (2); and

2-21 (B) a summary of the report required by Section
2-22 34.0156.

2-23 Sec. 34.0156. MATERNAL HEALTH AND SAFETY INITIATIVE.

2-24 (a) Using existing resources, the department, in collaboration
2-25 with the task force, shall promote and facilitate the use among
2-26 health care providers in this state of maternal health and safety
2-27 informational materials, including tools and procedures related to
2-28 best practices in maternal health and safety.

2-29 (b) Not later than December 1 of each even-numbered year,
2-30 the department shall submit a report to the executive commissioner
2-31 that includes:

2-32 (1) a summary of the initiative's implementation and
2-33 outcomes; and

2-34 (2) recommendations for improving the effectiveness
2-35 of the initiative.

2-36 Sec. 34.0157. FEASIBILITY STUDY RELATED TO MATERNAL HEALTH
2-37 AND SAFETY INITIATIVE. (a) Using existing resources and not later
2-38 than December 1, 2018, the commission shall study and determine the
2-39 feasibility of adding a provider's use of procedures included in
2-40 the maternal health and safety initiative described by Section
2-41 34.0156 as an indicator of quality for commission data and medical
2-42 assistance quality-based payment purposes.

2-43 (b) The department shall collaborate with the commission in
2-44 compiling available data and information needed to complete the
2-45 feasibility study.

2-46 (c) The commission shall include the commission's
2-47 determination from the feasibility study in the report required by
2-48 Section 34.0155.

2-49 (d) This section expires May 1, 2019.

2-50 SECTION 5. Section 34.018, Health and Safety Code, is
2-51 amended to read as follows:

2-52 Sec. 34.018. SUNSET PROVISION. The task force is subject to
2-53 Chapter 325, Government Code (Texas Sunset Act). Unless continued
2-54 in existence as provided by that chapter, the task force is
2-55 abolished and this chapter expires September 1, 2023 [2019].

2-56 SECTION 6. If before implementing any provision of this Act
2-57 a state agency determines that an additional waiver or additional
2-58 authorization from a federal agency is necessary for implementation
2-59 of that provision, the agency affected by the provision shall
2-60 request the waiver or authorization and may delay implementing that
2-61 provision until the waiver or authorization is granted.

2-62 SECTION 7. This Act takes effect immediately if it receives
2-63 a vote of two-thirds of all the members elected to each house, as
2-64 provided by Section 39, Article III, Texas Constitution. If this
2-65 Act does not receive the vote necessary for immediate effect, this
2-66 Act takes effect on the 91st day after the last day of the
2-67 legislative session.

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